IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE JURISIDICTION

CONTEMPT PETITION NO.356 OF 2002
IN
WRIT PETITION NO. 6908 OF 2000

Sarangpani Jaganath Randive ...Petitioner

Vs.

Shri.Shivaji N.Pandhare
and others ...Respondents

....

Shri.R.D.Suryawanshi for Petitioner
Mr.S.K.Chinchalikar A.G.P. for Respondent No.1 & 3
Mr.I.M.Khairdi for Respondent no.2

....

CORAM : B.H.MARLAPALLE,J.

DATE : JANUARY 27,2005

P.C.:

1. Heard Mr.Suryawanshi, the learned counsel for the petitioner and Mr.Khairdi for respondent no.2. Perused the affidavit of Shri.Shivaji N.Padhare the Education Officer (Secondary) Zilla Parishad, Solapur.

2. From the said affidavit, it is clear that the management had not submitted the proposal appointing the present petitioner to the post of Head Master of Dr.Ambedkar Memorial Night High School at Solapur within time and finally the Education Officer had vide his letter dated 11.11.2002 approved the

appointment of the petitioner for the said post purportedly on the ground that he was senior most teacher. The order of approval is placed on record and therefore, nothing remains in this contempt petition which has been filed in February, 2002.

3. It is also submitted by the learned counsel for respondent no.2 that after the petitioner was appointed to the post of Head Master pursuant to the approval granted by the Education Officer, another teacher by name Shri.Sadanshive challenged the seniority list in appeal no. 23 of 2003 and the said appeal was allowed on 25.7.2003. Consequently, the present petitioner was treated to be junior to Shri.Sadanshive who has been appointed Head Master in place of the present petitioner who has challenged the order dated 25.7.2003 in W.P.No. 5207 of 2003. In the said petition, an order of status-quo has been passed by this Court.

4. Under such circumstances, nothing further survives in this contempt petition and the same is disposed of as infructuous.

[B.H.MARLAPALLE,J.]